

LABOUR DEPARTMENT

The 20th September, 1985

No. 9/5/84-6Lab/7575.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT,
ROHTAK

Reference No. 84 of 1983

between

SHRI VED PAL, WORKMAN AND THE MANAGEMENT OF M/S HARYANA DAIRY
DEVELOPMENT CO-OPRATIVE FEDERATION LTD., GOHANA ROAD, MILK PLANT, ROHTAK

Shri S. N. Vats, A. R. for the workman.

Shri K. L. Nagpal, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between the workman Shri Ved Pal and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak, to this Court, for adjudication,—*vide* Labour Department Gazette Notification No. ID/30704-01 dated 29th June, 1985:—

Whether the termination of services of Shri Ved Pal was justified and in order? If not, to what relief is he entitled?

2. After receipt of the order of reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 24th December, 1976. but the respondent chose to terminate his services unlawfully on 13th July, 1981, in flagrant disregard to the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana dated 4th April, 1984,—*vide* which proceedings in this case in this Court were stayed. The writ petition, in which proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in Civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh Vs. State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

Dated the 1st August, 1985.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Endst. No. 84/83/1411, dated the 2nd September, 1985.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.